

## ORDINANCE NO. \_\_\_\_\_

1           AN ORDINANCE creating Paving District No. \_\_\_\_\_, defining the limits thereof,  
2           establishing the width of the roadway to be paved and the width of the grading to be done,  
3           providing for the curbing, guttering, and relaying of sidewalks, providing for the payment of the  
4           cost thereof, designating the property to be benefitted, providing for the acquisition of easements  
5           and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in  
6           conflict herewith.

7           BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

8           Section 1. That Paving District No. \_\_\_\_\_, of the City of Lincoln, Nebraska, be and  
9           the same is hereby created; that said paving district shall include all that portion of North 36th  
10          Street lying between the South curb line of "W" Street and the North curb line of Vine Street, in  
11          said City.

12          Section 2. Said district shall include the following described real estate benefitted, to-wit:  
13          Lots 1 thru 6, Block 7 and Lots 1,2,3,10, 11,12, Block 8, Pecks Grove Park all in the Northeast  
14          Quarter of Section 19, Township 10 North, Range 6 East of the Sixth Principle Meridian in the  
15          City of Lincoln, Lancaster County, Nebraska.

16          Section 3. The roadway to be paved in said district shall be 27 feet in width; grading to  
17          be from lot line to lot line, and the cost of grading, curbing, guttering, and paving the same,  
18          including the cost of grading, curbing, guttering, and paving the returns, and the cost of grading  
19          the sidewalk space and relaying of sidewalks and all expenses incidental to all of said  
20          improvements shall be assessed against the property benefitted in said district in proportion to the  
21          benefits, not exceeding the cost thereof, provided, however, that such special assessments shall be

1 paid out of the CDBG Special Assessment Paving Program funds for property owners earning at or  
2 below 50% of the City's Median income. In the event that easements or additional right-of-way  
3 must be acquired for the completion of this district, such property rights may be acquired by  
4 negotiation and purchase or by condemnation, if necessary, as provided by law.

5 Section 4. That all ordinances and parts of ordinances in conflict herewith be and the same  
6 hereby are repealed.

7 Section 5. This ordinance shall take effect and be in force from and after its passage and  
8 publication according to law, but construction shall not be commenced until ordered by resolution  
by the City Council.

Introduced by:

\_\_\_\_\_

Approved as to Form:

\_\_\_\_\_  
City Attorney

Approved as to Description:

\_\_\_\_\_  
Director of Public Works & Utilities

Preliminary Cost Estimate: \$47,500

Approved this \_\_\_\_ day of \_\_\_\_\_, 2004

\_\_\_\_\_  
Mayor